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*Attorneys for Plaintiffs*

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

BRIAN CHAVEZ AND BRANDON  
BRACAMONTE, on behalf of themselves  
and all others similarly situated,

Plaintiffs,

v.

COUNTY OF SANTA CLARA,

Defendant.

No. 1:15-cv-05277-NJV

**CLASS ACTION**

**DECLARATION OF DONALD  
SPECTER IN SUPPORT OF JOINT  
MOTION FOR CLASS  
CERTIFICATION**

1           **1.**       I am an attorney at law admitted to practice before the courts of the state of California  
2 and before this Court. I am Executive Director of the Prison Law Office, and lead counsel for  
3 Plaintiffs in this litigation. I make this declaration in support of the parties' Joint Motion for Class  
4 Certification. If called as a witness, I would and could competently testify to the facts stated herein,  
5 all of which are within my personal knowledge.

6           **2.**       The attorneys of the Prison Law Office are committed to the vigorous, effective, and  
7 efficient prosecution of the interests of Plaintiffs and the proposed class (the "Class") and the  
8 subclass, a commitment the Prison Law Office lawyers have demonstrated in their representation of  
9 Plaintiffs in the proceedings to date in this matter.

10          **3.**       Based on my experience with them, it is my belief that the attorneys from Cooley  
11 LLP and Kendall Dawson Wasley are likewise committed to the vigorous, effective, and efficient  
12 prosecution of this matter.

13          **4.**       The Prison Law Office, Cooley LLP and Ms. Wasley (collectively, "Plaintiffs'  
14 counsel") have been working diligently on the matter by interviewing Plaintiffs and other members  
15 of the Class and subclass to develop the factual record and legal issues underlying this case,  
16 performing legal research about potential claims and relief available to the Class, and drafting a  
17 lengthy and detailed complaint as well as this class certification motion. In addition, since the filing  
18 of the complaint Plaintiffs' counsel have been negotiating the substance of remedial plans with the  
19 Defendant County of Santa Clara County.

20          **5.**       The Prison Law Office engages in class action and other impact litigation to improve  
21 the conditions of prisons and jails for adults and children, represents individual prisoners, educates  
22 the public about prison conditions, and provides technical assistance to attorneys throughout the  
23 country. I joined the Prison Law Office in 1979, and became its executive director in 1984. I have  
24 litigated numerous large-scale prisoner and parolee class actions for the last 30 years, including  
25 successfully arguing before the U.S. Supreme Court in *Brown v. Plata*, 563 U.S. 493 (2011) (holding  
26 the court-mandated population limit for California prisons was necessary to remedy violations of  
27 prisoners' constitutional rights to adequate medical and mental health care) and *Pa. Dep't of Corr. v.*  
28 *Yeskey*, 524 U.S. 206 (1998) (unanimously holding the Americans with Disabilities Act applies to

state prisoners). Other class action and impact litigation cases brought by myself and the Prison Law Office involving the rights of prisoners include *Gates v. Deukmejian*, 987 F.2d 1392 (9th Cir. 1993) (conditions, psychiatric and medical care, and HIV discrimination at California Medical Facility); *Madrid v. Gomez*, 889 F. Supp. 1146 (N.D. Cal. 1995) (conditions, medical and mental health care, guard brutality, due process, personal safety, access to law libraries at Pelican Bay State Prison); *Coleman v. Wilson*, 912 F. Supp. 1282 (E.D. Cal. 1995) (statewide class action on the adequacy of mental health care in California prisons); *Clark v. California*, 123 F.3d 1267 (9th Cir. 1997) (statewide class action on behalf of developmentally disabled California prisoners under the Americans with Disabilities Act); *Armstrong v. Wilson*, 124 F.3d 1019 (9th Cir. 1997) (statewide class action on behalf of physically disabled California prisoners under the Americans with Disabilities Act and the Rehabilitation Act); *Plata v. Schwarzenegger*, Case No. 3:01-cv-01351-TEH (N.D. Cal. 2001) (statewide class action challenging inadequacy of California prisoner health care); *Valdivia v. Davis*, 206 F. Supp. 2d 1068 (E.D. Cal. 2002) (statewide class action challenging the lack of due process in California Board of Prison Terms parole revocation proceedings); *Perez v. Tilton*, Case No. 3:05-cv-05241-JSW (N.D. Cal. 2005) (statewide class action challenging inadequacy of California prisoner dental care); *Farrell v. Tilton*, Case No. 3079344 (Alameda County Sup. Ct. 2003) (taxpayer action to reform the conditions of confinement for wards under the jurisdiction of the Division of Juvenile Justice [formerly California Youth Authority]). Under my direction the Prison Law Office also has litigated successfully several cases challenging conditions in county jails in California, including *Hall v. Cty. of Fresno*, Case No. 1:11-cv-02047-LJO-BAM (E.D. Cal.) (Consent Decree, Dkt. 112); *Gray v. Cty. of Riverside*, Case No. EDCV 13-0444 VAP (Opx) (C.D. Cal.) (Consent Decree, Dkt. 173); and *Topete v. Cty. of San Bernardino*, Case No. 5:16-cv-00355-VAP-DTB (C.D. Cal.) (pending).

6. Margot Mendelson, a staff attorney at the Prison Law Office, also is working on this case. Ms. Mendelson became a member of the State Bar of California in 2010 and has previously worked on prison cases as an associate at Rosen, Bien, Galvan & Grunfeld, including *Armstrong v. Brown*, *supra*, and *Coleman v. Brown*, *supra*. In *Coleman*, Ms. Mendelson participated actively in a post-judgment trial.

